

UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF NEW HAMPSHIRE

Wakefield Family Medicine, LLC

v.

Civil No. 10-cv-407-JD

Berkshire Group Services, Inc.

O R D E R

While considering Wakefield Family Medicine, Inc.'s motion for default judgment, the magistrate judge determined that this court lacks subject matter jurisdiction and recommended that the case be remanded to Carroll County Superior Court. Neither party filed a response to the report and recommendation within the time allowed. Therefore, the right of review by this court and the court of appeals is waived. Cores-Rivera v. Dep't of Corrs. & Rehab., 626 F.3d 21, 27 (2010).

Conclusion

For the foregoing reasons, the report and recommendation is approved and adopted. The clerk of court shall remand the case to Carroll County Superior Court.

SO ORDERED.

/s/ Joseph A. DiClerico, Jr.
Joseph A. DiClerico, Jr.
United States District Judge

March 1, 2011

cc: Richard D. Sager, Esq.
Berkshire Group Services, Inc.